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PAPER

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11/08/2007

APPLICATION NO. FILING DATE FIRST NAMED INVENTOR ATTORNEY DOCKET NO. CONFIRMATION NO. 09/688,901 10/16/2000 David Elberbaum ELBX 17.815 1770 26304 7590 11/08/2007 KATTEN MUCHIN ROSENMAN LLP **EXAMINER** 575 MADISON AVENUE VENT, JAMIE J NEW YORK, NY 10022-2585 ART UNIT **PAPER NUMBER** 2621 MAIL DATE DELIVERY MODE

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice to bile Corrected Appl N Paper



#### United States Patent and Trademark Office

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Serial No.: 09/688,901
Applicant: Elberbaum

Filing Date : 10/16/00 Date Mailed : 11/08/07

## NOTICE TO FILE CORRECTED APPLICATION PAPERS

# Notice of Allowance Mailed

This application has been accorded an Allowance Date and is being prepared for issuance. The application, however, is incomplete for the reasons below.

Applicant is given 2 months from the mail date of this Notice within which to correct the informalities indicated below. If the informality pertains to the abstract, specification (including claims) or drawings, the informality must be corrected with an amendment in compliance with 37 CFR 1.121 (or, if the application is a reissue application, 37 CFR 1.173). Such an amendment may be filed after payment of the issue fee if limited to correction of informalities noted herein. See Waiver of 37 CFR 1.312 for Documents Required by the Office of Patent Publication, 1280 Off. Gaz. Patent Office 918 (March 23, 2004). In addition, if the informality is not corrected until after payment of the issue fee, for purposes of 35 U.S.C. 154(b)(1)(iv), "all outstanding requirements" will be considered to have been satisfied when the informality has been corrected. A failure to reply will result in the application being ABANDONED. This period for reply is NOT extendable under 37 CFR 1.136(a).

See attachment.

A copy of this notice <u>MUST</u> be returned with the reply. Please address response to "Mail Stop Issue Fee, Commissioner for Patents,
P.O. Box 1450, Alexandria, VA 22313-1450".

L. Fletcher	
Your name	
Office of Patent Publication	
Phone: 703-308-9250 ext 143	

App	lication	No.	09/688901

<b>Drawings</b>	filed	10/16/00
	****	10/10/00

### **IDENTIFICATION OF DRAWING DEFICIENCIES**

of the drawing, such as a dark line caused by a flaw in the copying process FIG(s)		There is a hole or the image thereof within the illustration. FIG(s)				
of the drawing, such as a dark line caused by a flaw in the copying process FIG(s)		The character of the lines, numbers and letters is poor. FIG(s)				
<ul> <li>□ The drawing is marred by black smudges, obliterations, or fax/copier marks FIG(s)</li></ul>		The illustration is penetrated or traversed by a solid or broken line that is not intended to be part of the drawing, such as a dark line caused by a flaw in the copying process. FIG(s)				
FIG(s) Figure numbers are duplicated or missing. FIG(s) Numbers, letters, or reference characters in the drawing have been crossed out by hand or are illegibly handwritten. FIG(s) 6 A - ( )		An ink stamp or an image obscures part of the illustration. FIG(s)				
Numbers, letters, or reference characters in the drawing have been crossed out by hand or are illegibly handwritten. FIG(s) 6 A - C )  The drawing's background shows that the original drawing was made on graph paper or other paper with a pattern or decoration. FIG(s)  The FIG. number label is placed in a location that causes the drawing to be read upside down FIG(s)  Data, a reference number, or part of the drawing is truncated or missing.  FIG(s)  The drawing is continued onto a second page (or more) without proper labeling under 37 CFR 1.84(u)(1). FIG(s)  The drawing and/or the FIG. label contain(s) foreign language. FIG(s)  Color drawings are present in this application but the following 37 CFR 1.84(a) requirements have not been met*:  Petition filed Petition fee  3 sets of color drawings	□.					
illegibly handwritten. FIG(s) 6 A - (1)  The drawing's background shows that the original drawing was made on graph paper or other paper with a pattern or decoration. FIG(s)  The FIG. number label is placed in a location that causes the drawing to be read upside down FIG(s)  Data, a reference number, or part of the drawing is truncated or missing.  FIG(s)  The drawing is continued onto a second page (or more) without proper labeling under 37 CFR 1.84(u)(1). FIG(s)  The drawing and/or the FIG. label contain(s) foreign language. FIG(s)  Color drawings are present in this application but the following 37 CFR 1.84(a) requirements have not been met*:  Petition filed Petition fee 3 sets of color drawings	□ .	Figure numbers are duplicated or missing. FIG(s).				
paper with a pattern or decoration. FIG(s)  The FIG. number label is placed in a location that causes the drawing to be read upside down FIG(s)  Data, a reference number, or part of the drawing is truncated or missing. FIG(s)  The drawing is continued onto a second page (or more) without proper labeling under 37 CFR 1.84(u)(1). FIG(s)  The drawing and/or the FIG. label contain(s) foreign language. FIG(s)  Color drawings are present in this application but the following 37 CFR 1.84(a) requirements have not been met*:  Petition filed Petition fee 3 sets of color drawings	×	Numbers, letters, or reference characters in the drawing have been crossed out by hand or are illegibly handwritten. FIG(s) $6A - CD$				
<ul> <li>□ Data, a reference number, or part of the drawing is truncated or missing.         FIG(s)</li></ul>		2 Supplied to the supplied to				
FIG(s)  □ The drawing is continued onto a second page (or more) without proper labeling under 37 CFR 1.84(u)(1). FIG(s)  □ The drawing and/or the FIG. label contain(s) foreign language. FIG(s)  □ Color drawings are present in this application but the following 37 CFR 1.84(a) requirements have not been met*:  □ Petition filed □ Petition fee □ 3 sets of color drawings		The FIG. number label is placed in a location that causes the drawing to be read upside down. FIG(s)				
1.84(u)(1). FIG(s)  ☐ The drawing and/or the FIG. label contain(s) foreign language. FIG(s)  ☐ Color drawings are present in this application but the following 37 CFR 1.84(a) requirements have not been met*:  ☐ Petition filed ☐ Petition fee ☐ 3 sets of color drawings						
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not been met*:  Petition filed Petition fee 3 sets of color drawings		The drawing and/or the FIG. label contain(s) foreign language. FIG(s)				
<ul><li>☐ Petition fee</li><li>☐ 3 sets of color drawings</li></ul>						
□ 3 sets of color drawings						
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COMMENTS: Transmittal sheet (10/16/00) displays Fig. 6A-6D as crossed out and corrected by hand. Please provide replacement drawings.

<sup>\*</sup>If color drawings are not elected, then applicant must respond so stating. Also, references to color drawings in the specification, if any, must be amended.381.

### HE UNITED STATES PATENT AND TRADEMARK OFFICE

David Elberbaum

09/688,901 10/16/2000

Art Unit

METHOD AND APPARATUS . . . 2621

Confirmation No.

1770

November 16, 2007

Mail Stop\_MISSING PARTS Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

#### RESPONSE FOR NOTICE TO FILE CORRECTED APPLICATION PAPERS

To the Commissioner for Patents:

We have received a Notice to File Corrected Application Papers dated November 8, 2007, a copy of which is attached. In reply thereto please find the following items:

- $\underline{X}$  1. Corrected Drawings (Figures 6a 6d)
- $\underline{X}$  2. Return post card;
- X 3. Copy of Notice to File Corrected Application Papers;

Any fee due with this paper may be charged to Deposit Acct. No. 50-1290.

Respectfully

Hassan A. Shakir Reg. No.: 53,922

**CUSTOMER NO.: 026304** 

TELEPHONE: (212) 940-8800 FAX: (212) 940-8986

Docket No.: ELBX 17.815

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